THE HON'BLE Ms. JUSTICE G. ROHINI

WRIT PETITION NO.8439 OF 2000

DATED: 11-09-2007

Between :

Govinda Chandra Harichandana Jagadev … Petitioner

And

1. The District Collector, Srikakulam District.,
   And 4 others. … Respondents

THE HON'BLE Ms. JUSTICE G. ROHINI

WRIT PETITION NO.8439 OF 2000

ORDER :

This writ petition is filed with the following prayer :

".. … ……may be pleased to issue an appropriate writ, order or direction, more particularly one in the nature of Writ of Mandamus, declaring the action of the respondents in attempting to acquire the petitioner's land in Sy.No.406, admeasuring 30'x10' which is adjoining the Santoshi Matha Temple, Tekkali Village and Mandal, Srikakulam District, without notice as illegal, ultravires Article 300-A of the Constitution of India and provisions of Land Acquisition Act and consequently direct the respondents not to interfere with the peaceful possession and enjoyment by the petitioner, and to pass such other order or orders as this Hon'ble Court may deem fit and proper in the circumstances of the case."

This Court while directing Rule Nisi, by order dated 9-5-2000 in WPMP.No.10966 of 2000 granted interim order as under :

"Interim stay of dispossession, if the petitioner is in possession, without following due process of law."

No counter-affidavit has been filed on behalf of the respondents in the wit petition and the said order continued to be in operation all through.

Having regard to the facts and circumstances of the case and in the absence of any counter-affidavit, the Writ Petition is disposed of with a direction to the respondents not to dispossess the petitioner from the land in question without following due process of law. No costs.

G. ROHINI, J.

Dt. 11-09-2007
gbs

THE HON'BLE Ms. JUSTICE G. ROHINI

WRIT PETITION NO.14658 OF 2007

DATED: 31-08-2007

Between :

M. Sridhar … Petitioner

And

2. The Revenue Divisional Officer, Tirupati,
Chittoor District., and another … Respondents

THE HON'BLE Ms. JUSTICE G. ROHINI

WRIT PETITION NO.14658 OF 2007

ORDER :

This writ petition is filed seeking a declaration that the action of the 2nd respondent in not supplying the essential commodities to the petitioner who is the authorized dealer of the fair price shop of Anjuru Village, K.V.B. Puram Mandal, Chittoor District as arbitrary and illegal.

The matter was adjourned on 10-7-2007 to enable the learned Government Pleader for Civil Supplies to get instructions.

The learned Government Pleader under instructions states that though it is a fact that the proposals were submitted before the Revenue Divisional Officer, Tirupati on 21-6-2007 for cancellation of the petitioner's authorization, no order as such has yet been passed and the petitioner's authorization is subsisting as on today.

In the circumstances, while leaving it open to the respondents to take appropriate steps following due process of law, Writ Petition is disposed of with a direction to the respondents to supply the essential commodities to the petitioner as long as the petitioner holds a valid authorisation. No costs.

G. ROHINI, J.

Dt. 31-08-2007
gbs
Note:- CC by 3-9-2007